

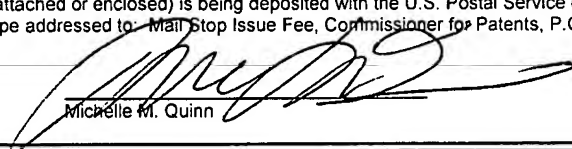


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Docket No.: G0744.70031US03  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Li-How Chen et al.  
Serial No.: 10/082,018  
Confirmation No.: 8070  
Filed: February 20, 2002  
For: NOVEL MODIFIED MSP-1 NUCLEIC ACID SEQUENCES AND  
METHODS FOR INCREASING MRNA LEVELS AND PROTEIN  
EXPRESSION IN CELL SYSTEMS  
Examiner: D. Crouch  
Art Unit: 1632

Certificate of Mailing Under 37 CFR 1.8(a)	
I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Dated: <u>9/27/06</u>	 Michelle M. Quinn

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**  
**UNDER 37 C.F.R. § 1.181**

Applicant hereby petitions that the holding of abandonment of the above-identified patent application be withdrawn, under 37 C.F.R. § 1.181. A copy of the Notice of Abandonment is enclosed.

The Notice of Abandonment is based on an alleged failure to pay the issue and publication fees in full. It is alleged that a balance of \$700 is due. Applicant contends that the application is not, in fact, abandoned as a reply to the Notice of Allowability mailed from the United States Patent & Trademark Office (USPTO) was timely filed with a full payment of the required issue and

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publication fees. Applicant's representative asserts that the issue and publication fees were timely paid by authorization to the USPTO to charge the required fee(s) to Deposit Account Number 502092 (See, Section 4b of the Part B- Fee(s) Transmittal submitted to the USPTO on May 10, 2006). A copy of the Part B – Fee(s) Transmittal along with the Reply to Notice of Allowance, which also includes an authorization to charge said Deposit Account, and the return receipt postcard showing receipt by the USPTO on May 10, 2006 are attached hereto.

Applicant respectfully requests that the Petition to Withdraw the Holding of Abandonment be granted. Applicant does not believe that this petition requires a fee. Accordingly, no such fee is included. In the event it is determined that such a fee is due and/or the USPTO did not previously charge the correct amount for the required issue and publication fees, Applicant's representative authorizes that the fees due be charged to **Deposit Account No. 23/2825**.

Should there be any questions or if this petition does not place this application in condition for revival, Applicant urges the USPTO to call Janice A. Vatland at telephone no. (617) 646-8000.

Dated: September 22, 2006

Respectfully submitted,

By   
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